

MINUTES OF THE CITY COUNCIL

CITY OF AUSTIN, TEXAS

Regular Meeting

September 12, 1946
10:45 A. M.

Council Chamber, City Hall

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The meeting was called to order, with Mayor Miller presiding.

Roll call

Present : Councilman Bartholomew, Mayor Miller, Councilmen Thornberry and
Wolf - 4

Absent : 0

Present also: Guiton Morgan, City Manager; J. E. Motheral, Director of Public Works; Trueman E. O'Quinn, City Attorney; and R. D. Thorp, Chief of Police.

The reading of the Minutes was dispensed with.

Councilman Wolf offered the following resolution and moved its adoption:

(RESOLUTION)

WHEREAS, an election was held in the City of Austin, Texas, on the 9th day of September, 1946, pursuant to an order made and entered by the City Council August 8, 1946, at which election there was submitted to the qualified voters of the City of Austin for their action thereon the names of candidates for nomination as Councilman to fill a vacancy in the City Council created by the death on August 4, 1946, of Honorable C. F. Alford, said candidates having previously filed as required by law being Taylor Glass, Eddie Joseph, Murray Ramsey, and John W. Wattinger; and

WHEREAS, the City Council of the City of Austin has this day canvassed the official returns of said election as made and reported by the officers of said election of the various voting wards of said City and has found said returns to show the following results of said election:

<u>Ward</u>	<u>Taylor Glass</u>	<u>Eddie Joseph</u>	<u>Murray Ramsey</u>	<u>John W. Wattinger</u>
East 1st	414	71	111	15
West 1st	243	79	63	8
West 2nd	184	41	17	10

<u>Ward</u>	<u>Taylor Glass</u>	<u>Eddie Joseph</u>	<u>Murray Ramsey</u>	<u>John W. Wattinger</u>
2nd Ward-A	90	26	12	4
2nd Ward-B	137	34	36	14
2nd Ward-C	333	90	99	7
3rd Ward-A	254	71	67	7
3rd Ward-B	145	55	49	4
3rd Ward-C	499	130	142	9
4th Ward-A	253	73	93	12
4th Ward-B	439	121	196	13
4th Ward-C	305	73	327	14
4th Ward-D	191	70	101	6
4th Ward-E	133	49	63	10
4th Ward-F	106	29	95	3
5th Ward-A	163	45	73	10
5th Ward-B	283	85	117	13
6th Ward	280	143	24	7
6th Ward-A	56	25	20	5
7th Ward-A	100	51	30	5
7th Ward-B	<u>168</u>	<u>67</u>	<u>30</u>	<u>21</u>
TOTAL	4776	1428	1765	197

Now, Therefore,

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF AUSTIN:

That as determined by said canvass of the returns of said election, Taylor Glass is declared to be the nominee of the qualified voters of the City of Austin to fill the vacancy in the City Council created by the death of C. F. Alford on August 4, 1946.

Which motion, carrying with it the adoption of the resolution, prevailed by the following vote:

Ayes : Councilman Bartholomew, Mayor Miller, Councilmen Thornberry and Wolf

Noes : None

Councilman Thornberry then offered the following resolution and moved its adoption:

(RESOLUTION)

WHEREAS, at an election held in the City of Austin on the 9th day of September, 1946, Taylor Glass, a citizen of Austin was nominated by a majority vote of the qualified voters of the City of Austin as Councilman to fill a vacancy in the City Council created by the death on August 4, 1946, of Honorable C. F. Alford, a member of the City Council; and

WHEREAS, the said Taylor Glass is qualified to serve as Councilman and as a member of the City Council of the City of Austin in accordance with the provisions of Article IV and other pertinent portions of the Charter of the

City of Austin; Now, therefore,

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF AUSTIN:

THAT Taylor Glass be nominated and elected a Councilman and a member of the City Council of the City of Austin, Texas, for the remainder of the unexpired term of Honorable C. F. Alford whose death occurred August 4, 1946, while a member of the City Council.

Which motion, carrying with it the adoption of the resolution, prevailed by the following vote:

Ayes : Councilman Bartholomew, Mayor Miller, Councilmen Thornberry and Wolf

Noes : None

Mayor Miller then declared Taylor Glass not only elected by the people, but now appointed by the City Council to fill the unexpired term of Councilman C. F. Alford, deceased.

The Oath of Office as Councilman was then administered to Taylor Glass by Trueman E. O'Quinn, City Attorney.

Councilman Glass then made a short speech, thanking the people of Austin for the confidence placed in him, declaring that he hopes to be the councilman the people would like for him to be, and that he may be loved, honored, and respected as was Councilman Alford, whose chair he was about to take.

A large delegation of citizens was present to welcome Councilman Glass and congratulations were extended to him by Judge Ben H. Powell, Fred Nagle, President Chamber of Commerce, R. W. Byram, President of the School Board, and others.

Pursuant to published notice thereof, the public hearing on the proposal of the City Council to amend the Zoning Ordinance in the following particulars:

To amend the USE designation of the following described property so as to change the same from "B" Residence District and Second Height and Area District either to "C" Commercial District or to "D" Industrial District and Second Height and Area District, to wit:

Lots 1, 2, 3, 4, 5, and 6, in William Frazier Sub-division, Outlot 5, Division 0, in the City of Austin, Travis County, Texas, and being located on the north side of East 4th Street between Comal and Concho Streets,

was duly opened.

No one appeared to protest the proposed change.

Councilman Wolf then moved that the recommendations of the Board of Adjustment be sustained and the zoning of the above property be changed from "B" Residence District to "C" Commercial District; and the City Attorney be instructed to prepare an amendment to the Zoning Ordinance incorporating said change, for passage at the next regular meeting. The motion carried by the following vote:

Ayes: Councilmen Bartholomew, Glass, Mayor Miller, Councilmen Thornberry and Wolf

Noes: None

The following report of the Board of Adjustment was received and ordered filed:

"Austin, Texas
September 5, 1946

Honorable Mayor and City Council
Austin, Texas

Gentlemen:

The following is a copy of a resolution which was passed by the Board of Adjustment at a meeting on September 3, 1946:

R E S O L U T I O N .

WHEREAS, the City Council of the City of Austin, pursuant to the terms of Section 31 of the Zoning Ordinance of the City of Austin, has referred to the Zoning Board of Adjustment for its consideration a petition of Mrs. Opal Hibler, lessee, and Mrs. H. P. Lee, owner, requesting a change in the USE designation of the following property:

A certain 43.2'x130' out of Outlot 28, Division 0, in the City of Austin, being more particularly described by deed from T. H. Lockhart to Mrs. Lillian Lee, dated July 31, 1937, of record in Volume 567, pages 524, of the Deed Records of Travis County, Texas, and being known as 2714 East Ist Street,

from "C" Commercial District and Second Height and Area District to "C-1" Commercial District and Second Height and Area District; and

WHEREAS, the Board of Adjustment held a hearing on this application at a meeting on September 3, 1946, at which the lessee appeared and again stated the reasons for requesting this change as contained in her application to the City Council dated August 13, 1946; and

WHEREAS, the application of the owner, Mrs. H. P. Lee, dated August 19, 1946, and addressed to the City Council, also requested the above change for similar reasons; and

WHEREAS, it was brought out at the hearing that there had existed on the corner of the block in which this property is located a non-conforming use where beer was sold and that after the applicant, Opal Hibler, had opened her cafe the non-conforming business also installed a cafe, which itself is a conforming use since this is zoned as commercial property; and

WHEREAS, under these circumstances the existing non-conforming use acquired all the rights and privileges of a "C-1" Commercial District in connection with the cafe, leaving the applicant's cafe without such privileges, and thus created a condition wherein an unfair competition resulted and the hardship was imposed upon the applicant's business; and

WHEREAS, the applicant affirmed at this hearing that under these circumstances her business was adversely affected and she could not successfully compete with the non-conforming business and that she was, therefore, suffering the discrimination and was deprived of the same rights and privileges enjoyed by the existing non-conforming business; and

WHEREAS, the Board deemed that these conditions did in fact create a hardship on the applicants in an inequitable enjoyment of rights and privileges and that she was entitled to relief but that, since this application involves only one lot, to change the same would result in a spot zone, which the Board does not approve and would, in addition, leave the existing business as a non-conforming use enjoying rights and privileges denied the applicant; therefore,

BE IT RESOLVED BY THE BOARD OF ADJUSTMENT:

That the Board does not recommend the above change affecting this particular lot, but instead recommends that all the property lying between the applicant's property and Pleasant Valley Road and including the applicant's property, be changed from "C" Commercial District and Second Height and Area District to "C-1" Commercial District and Second Height and Area District in order that the non-conforming character of the existing use be terminated and all the property be zoned alike so that each property owner will enjoy the same rights and privileges now enjoyed by the non-conforming use.

Respectfully submitted,

BOARD OF ADJUSTMENT

By (Sgd) H. F. Kuehne, Chairman. "

Pursuant to published notice, the public hearing on the proposal of the City Council to amend the Zoning Ordinance in the following particulars:

To amend the USE designation of the following described property so as to change the same from "C" Commercial District and Second Height and Area District to "C-1" Commercial District and Second Height and Area District, to-wit:

A certain 43.2' x 130' out of Outlot 28, Division "0", in the City of Austin, Travis County, Texas, being more particularly described by deed from T. H. Lockhart to Mrs. Lillian Lee, dated July 31, 1937, of record in Volume 567, page 524, of the Deed Records of Travis County, Texas, and being known as 2714 East 1st Street,

was duly opened.

Mr. and Mrs. Hibler, proponents of the proposed change, appeared and plead for the change on the ground that their competitors next door being permitted under a non-conforming Use to sell beer, proponents should be granted the same privilege in order to meet competition.

A petition by Richard Daywood, et al, protesting the granting of any more permits for the sale of alcohol in the above locality, and a protest by telephone from Mrs. Helen Daywood, to this effect, were received.

Mrs. Lawrence Stevenson, representing the Council of Churches, objected to the change on the ground that an additional place for the sale of beer

would be detrimental to the people in that neighborhood.

No other protestants desiring to be heard, Councilman Wolf moved that only the property at 2714 East Ist Street, and not the additional property as recommended by the Board of Adjustment, be changed from "C" Commercial District to "C-1" Commercial District, and that the City Attorney be instructed to prepare an amendment to the Zoning Ordinance, for passage at the next regular meeting, changing the zoning of said property from "C" Commercial District to "C-1" Commercial District.

Councilman Thornberry declaring that while the applicants were faced with an injustice, on the other hand, spot zoning violated the Zoning Ordinance, and offered as a substitute motion that the whole area recommended by the Board of Adjustment be changed from "C" Commercial District to "C-1" Commercial District instead.

Councilman Wolf's motion having been put to a vote first, carried by the following vote:

Ayes : Councilmen Bartholomew, Glass, Mayor Miller, and Councilman Wolf.
Noes : Councilman Thornberry.

The following report of the Board of Adjustment was received and ordered filed:

"Austin, Texas
September 5, 1946

Honorable Mayor and City Council
Austin, Texas

Gentlemen:

The following is a copy of a resolution which was passed by the Board of Adjustment at a meeting on September 3, 1946:

R E S O L U T I O N .

WHEREAS, the City Council of the City of Austin, pursuant to the terms of Section 31 of the Zoning Ordinance of the City of Austin, has referred to the Zoning Board of Adjustment for its consideration a petition of the Austin Building and Development Company, by H. W. Holtzer, requesting a change in the Use designation of the following property:

Lots 7 through 18, Block B, Bluff View Subdivision,
from "A" Residence District and First Height and Area District to "B" Residence District and Second Height and Area District; and

WHEREAS, the Board of Adjustment considered this application at a meeting held on September 3, 1946, and carefully considered the proposed change; and

WHEREAS, this application is for a portion of a new subdivision approved by the City Plan Commission on May 11, 1946, and is still under a single ownership, no development having yet been commenced; and

WHEREAS, the portion of the subdivision for which this change is requested lies in the center at a higher elevation than the portion along the

Fredericksburg Road and would form a distinct zone contiguous to other property in the subdivision along the lot lines between Nos. 6 and 7 and 18 and 19, and the rear lot line between Nos. 5 and 18; and

WHEREAS, since no property has been sold or developed, this change would have no adverse effect on the remaining property as future purchasers would be on notice of the existing zoning of this subdivision; and

WHEREAS, the Board deemed that this change would not be contrary to sound zoning principles and would afford an opportunity for more intensive development of this portion of the subdivision, resulting in the provision of more housing accommodations to relieve the acute housing shortage now existing in the City of Austin; therefore,

BE IT RESOLVED BY THE BOARD OF ADJUSTMENT:

That the above change in the Use designation of this portion of Bluff View Subdivision from "A" Residence District and First Height and Area District to "B" Residence District and Second Height and Area District be and is hereby recommended.

Respectfully submitted,

BOARD OF ADJUSTMENT

By (Sgd) H. F. Kuehne
Chairman. "

A public hearing on the property described in the foregoing report for change in zoning from "A" Residence District to "B" Residence District was called for Thursday, October 3, 1946.

A committee from the Educational Committee of the Chamber of Commerce, with Hubert Jones and Max Werkenthin, as spokesmen, came before the Council and submitted a complaint against insufficient water pressure at Rosedale School and neighborhood. After considerable discussion, the Mayor stated that this was an administrative matter and should have been referred to the City Manager first; and the matter was then accordingly referred to the City Manager, the Superintendent of Water Department, and Mr. Max Werkenthin for further consideration, with instructions that if it is found the City is partly responsible for the condition, the City would pay one-half the cost of a larger water tank if necessary to secure greater pressure.

A committee from the Chamber of Commerce, composed of Hubter Jones and Dr. C. C. Colvert, submitted a request for additional police at the schools, especially the Robert E. Lee School and the Junior High School, to relieve the traffic congestion. The matter was referred to the City Manager and the Chief of Police for attention.

The following report of the Board of Adjustment was received and ordered filed:

" Austin, Texas
September 5, 1946

Honorable Mayor and City Council
Austin, Texas
Gentlemen;

The following is a copy of a resolution which was passed by the Board of Adjustment at a meeting on September 3, 1946:

R E S O L U T I O N .

WHEREAS, the City Council of the City of Austin, pursuant to the terms of Section 31 of the Zoning Ordinance of the City of Austin, has referred to the Zoning Board of Adjustment for its consideration a petition of The Tejas Club, through Allen Poindexter, Chairman of the Building Committee, requesting a change in the Use designation of the following property:

A tract on the west side of Rio Grande Street beginning 232 feet north of the north line of West 28th Street and extending 100 feet north, and having a depth of 275 feet between Rio Grande and Salado Streets, being a part of Outlot #67, Division "D", of the City of Austin,

from "A" Residence District to "B" Residence District; and

WHEREAS, the Board of Adjustment held a hearing on this application at a meeting on August 6, 1946, at which W. W. Patterson, Attorney, and Warren Brooks, Secretary of the Tejas Club, appeared representing the applicant and stated their reasons for requesting the change; and

WHEREAS, at this hearing A. L. Moyer, member of the Theta Xi Fraternity, appeared stating he had no objection to this proposed change, and petitions signed by six property owners in this neighborhood joining the applicant in the petition, and stating they had no objection to the building of a cooperative type of house by the Tejas Club, was filed with the Board; and

WHEREAS, Wm. Kay Miller also appeared representing various property owners opposing the change and filed a petition signed by thirty-five owners and residents in this area, and four property owners also appeared in person to oppose the change; and

WHEREAS, the original petition called for all the property extending between Rio Grande and Salado Streets to be included in this change but at the hearing the applicant, through their Attorney, presented an amended petition requesting only a depth of 150 feet from Rio Grande Street to be covered by this change; and

WHEREAS, the Board decided to take the matter under consideration for further study and consideration before making a recommendation and the question was again considered at a meeting on September 3, 1946; and

WHEREAS, on August 9, 1946, an adjoining property owner, Morris Gerhardt, owning property commonly known as 2304 Rio Grande Street, filed a letter with the Board requesting the same change to cover an equal area of his property adjoining the south property line of the applicant's property and joining the present property of the Theta Xi Fraternity on the corner of Rio Grande and 28th Streets; and

WHEREAS, the Board carefully considered the pleadings of the applicant and also the protests of the large number of property owners appearing in person and by petition and deemed that the change of slightly more than one-half of the applicant's property would create a definite spot zone separated

from existing "B" Residence District by a single lot of an "A" Residence District; and

WHEREAS, the zoning maps of the City of Austin show that all of the property in this neighborhood from the alley east of Rio Grande Street west is now zoned as "A" Residence District with the exception of two lots on the corner of 28th and Rio Grande Streets now occupied by a Fraternity and zoned as "B" Residence District and the property fronting on West 29th Street between the said alley and Salado Street which is now zoned as "C" Commercial District; and

WHEREAS, the proposed use of this property for a student co-operative type building to be occupied by a men's student organization of the University of Texas is considered of a similar character as occupancy by a Fraternity to which the majority of the property owners in this area vigorously protested; therefore,

BE IT RESOLVED BY THE BOARD OF ADJUSTMENT:

That this change in the Use designation of the above described property be not recommended to the City Council.

Respectfully submitted,

BOARD OF ADJUSTMENT

By (Sgd) H. F. Kuehne
Chairman. "

A public hearing on a change in zoning, from "A" Residence to "B" Residence, of the property described in the foregoing report of the Board of Adjustment was called for Thursday, October 3, 1946, at 11:00 A. M.

The following report of the Board of Adjustment was received and ordered filed:

" Austin, Texas
September 5, 1946

Honorable Mayor and City Council
Austin, Texas

Gentlemen:

The following is a copy of a resolution which was passed by the Board of Adjustment at a meeting on September 3, 1946:

R E S O L U T I O N .

WHEREAS, the City Council of the City of Austin, pursuant to the terms of Section 31 of the Zoning Ordinance of the City of Austin, has referred to the Zoning Board of Adjustment for its consideration a petition of W. L. Brown and Ima B. Brown requesting a change in the Use designation of the following property:

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A tract of land fronting 100 feet on the Georgetown Road, 159 feet on Guadalupe Street, 789 feet on 51st Street, and 604 feet on the rear of a tier of lots in the Murray Place Subdivision, and more particularly described by metes and bounds in the application,

from "A" Residence District to "C" Commercial District; and

WHEREAS, the Board of Adjustment held a hearing on this application at a meeting on September 3, 1946, at which the applicants plead their case and a large number of adjoining property owners appeared in person and presented a petition vigorously protesting this change on the grounds that practically all of the residents north of the property described above and joining the same and within 200 feet thereof are property owners and not renters, and that their properties are covered by deed restrictions preserving it as residential property and that the development of the adjoining property as a trailer or tourist camp would seriously affect the value of the property and its desirability for residential purposes; and that a trailer camp would inevitably produce obnoxious conditions detrimental to the comfort and well-being of the residents adjacent thereto, and that there being no sanitary sewer line available at the present time, unsanitary conditions would develop further impairing the residential desirability of their property; and

WHEREAS, the property requested to be changed is now shown on the zoning maps of the City of Austin to be zoned as a "C-1" Commercial District fronting on Georgetown Road and the remainder as an "A" Residence District, and the entire tract having a depth of 789 feet from Georgetown Road to Duval Street; and

WHEREAS, no existing commercial zones along the Georgetown Road have a greater depth than 350 feet and to grant this change would establish a commercial zone of excessive depth not in harmony with the general zoning pattern of this section of the City; and

WHEREAS, the Board deemed that under the existing conditions and circumstances and the general character of this neighborhood, the development of the trailer or tourist camp would not be desirable and would not be a fitting use for this property, and would have an adverse effect on the residential character of the surrounding property; therefore,

BE IT RESOLVED BY THE BOARD OF ADJUSTMENT:

That this change in the Use designation of the above described property be not recommended to the City Council.

Respectfully submitted,

BOARD OF ADJUSTMENT

By (Sgd) H. F. Kuehne
Chairman . "

A public hearing on a change in zoning, from "A" Residence District to "C" Commercial District, of the property described in the foregoing report of the Board of Adjustment was called for Thursday, October 3, 1946, at 11:00 A.M.

Councilman Bartholomew offered the following resolution and moved its adoption:

(RESOLUTION)

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF AUSTIN:

THAT the City Council of the City of Austin hereby approves as a filling station site the property situated at the southwest intersection of Jefferson Street and West 35th Street, which property fronts 83.24 feet on West 35th Street and 209.10 feet on Jefferson Street and is known as an unplatted portion of the George W. Spear League within the City of Austin, Travis County, Texas, which property is under option to the Sinclair Refining Company, and hereby authorizes the said Sinclair Refining Company, acting by and through H. F. Severn, Agent, to construct, maintain, and operate a drive-in gasoline filling station and to construct curbs, ramps and sidewalks in conjunction therewith, subject to the same's being constructed in compliance with all the ordinances relating thereto, and further subject to the foregoing attached recommendations and plans; and the Building Inspector is hereby authorized to issue an occupancy permit for the operation of this filling station after full compliance with all the provisions of this resolution, and said permission shall be held to be granted and accepted subject to all necessary, reasonable and proper, present and future, regulations and ordinances of the City of Austin, Texas, in the enforcement of the proper police, traffic and fire regulations; and the right of revocation is retained if, after hearing, it is found by the City Council that the said Sinclair Refining Company has failed and refused, and will continue to fail and refuse to perform any such conditions, regulations and ordinances.

(Recommendations attached)

"Austin, Texas
September 11, 1946

Mr. Guiton Morgan
City Manager
Austin, Texas

Dear Sir:

We, the undersigned, have considered the application of the Sinclair Refining Company, acting by and through H. F. Severn, Agent, for permission to construct, maintain and operate a drive-in gasoline filling station and to construct commercial driveways in conjunction therewith, upon property located on the southwest intersection of Jefferson Street and West 35th Street, which property fronts 83.24 feet on West 35th Street and 209.10 feet on Jefferson Street, and is known as an unplatted portion of the George W. Spear League within the City of Austin, Travis County, Texas, and the property upon which this filling station is to be located is under option to the Sinclair Refining Company, and we hereby advise that the following conditions exist:

The property upon which this filling station is to be located is designated as "C" Commercial Use District upon the zoning maps of the City of Austin.

A storm sewer inlet exists on the south side of West 35th Street at the west property line of Jefferson Street, and another storm sewer inlet exists on the west side of Jefferson Street at the south property line of West 35th Street.

We recommend that the Sinclair Refining Company, acting by and through H. F. Severn, Agent, be granted permission to construct, maintain, and operate said drive-in gasoline filling station and to construct curbs, ramps, and sidewalks in conjunction therewith, subject to the following conditions:

(1) That all buildings and equipment shall be placed inside of the property line, correct lines to be obtained before construction starts or equipment is installed. Lines and grades to be obtained from the Department of Public Works for entrances and driveways, building lines to be approved by the City Building Inspector. That the applicant shall confer with the Department of Public Works as to the future grades of the sidewalks and gutters on the adjacent streets before he starts any construction relative to the filling station.

(2) That the gasoline tanks and pumps shall be of an approved type and shall bear the label of Underwriters Laboratories, Inc., that all construction of the filling station improvements shall be in accord with the Building Ordinance, the Zoning Ordinance, the Filling Station Ordinance, and in accord with the ordinance prohibiting the disposal of commercial water or oils upon the City streets.

(3) That the grades of the station shall be such that no waste water or oils or any floor washings shall ever pass over the City sidewalk area and that all of said oils and water shall be concentrated into a combined grease and sand trap, which shall be constructed in accordance with our standard plan 2-H-146, and shall be conducted by a pipe connection from said sand trap to the nearest storm sewer. Before commencement of any construction, the applicant shall apply to the Director of Public Works for an estimate of the cost of that portion of the storm sewer which will have to be built within any City street or alley, and shall deposit in escrow a sum equal to said estimate with the City Finance Director.

(4) That all filling station improvements, pumps, driveways, ramps, gutters, sidewalks, and curbs shall be constructed of concrete at the expense of the applicant as set forth upon the plan hereto attached, which plan bears the Director of Public Works' file number 2-H-843.

(5) Expansion joints shall be constructed as shown upon the plan hereto attached marked 2-H-843 and shall be of the pre-moulded type.

(6) That before use of said station, the owner shall apply to the Building Inspector for final inspection when he considers that he has complied with all the requirements of the City.

Respectfully submitted,

(Sgd) J. E. Motheral
Director of Public Works

" J. C. Eckert
Building Inspector. "

Which motion, carrying with it the adoption of the resolution, prevailed by the following vote:

Ayes : Councilmen Bartholomew, Glass, Mayor Miller, Councilmen Thornberry
and Wolf

Noes : None

Councilman Thornberry introduced the following ordinance:

AN ORDINANCE GRANTING TO MAX TANNER AND G.A. EVANS, CO-PARTNERS, A FRANCHISE TO CONSTRUCT, ERECT AND MAINTAIN WAITING BENCHES FOR A PERIOD OF TEN (10) YEARS AT BUS STOP LOCATIONS ON BUS ROUTES IN THE CITY OF AUSTIN AND GRANTING THE USE AND EMPLOY OF THE STREET SIDE OF SUCH BENCHES FOR ADVERTISING; PROVIDING A FIXED CHARGE FOR SAID BENCHES AND PAYMENT OF FIVE PERCENT (5%) OF THE GROSS RECEIPTS FROM SUCH ADVERTISING TO THE CITY OF AUSTIN; PROVIDING FOR THE DESIGNATION OF LOCATIONS AND PROPER CONSTRUCTION AND MAINTENANCE OF SAID BENCHES; REQUIRING PUBLIC LIABILITY INSURANCE OF THE GRANTEEES OF THIS FRANCHISE TO INDEMNIFY THE CITY OF AUSTIN AND GRANTEEES AND TO PROTECT THE PUBLIC; AND PROVIDING A SAVING CLAUSE.

The ordinance was read the first time and laid over .

Councilman Bartholomew introduced the following ordinance:

AN ORDINANCE VACATING DUNBAR AVENUE BETWEEN EIGHTH AND NINTH STREETS AND WEST EIGHTH STREET FROM THE I-GN RAILROAD TRACKS TO THE EAST LINE OF THE BEN WALKER TRACT, IN THE CITY OF AUSTIN, TEXAS.

The ordinance was read the first time and Councilman Bartholomew moved that the rule be suspended and the ordinance be passed to its second reading. The motion carried by the following vote:

Ayes : Councilmen Bartholomew, Glass, Mayor Miller, Councilmen Thornberry and Wolf

Noes : None

The ordinance was then read the second time and Councilman Bartholomew moved that the rule be further suspended and the ordinance be passed to its third reading. The motion carried by the following vote:

Ayes : Councilmen Bartholomew, Glass, Mayor Miller, Councilmen Thornberry and Wolf

Noes : None

The ordinance was then read the third time and Councilman Bartholomew moved that the ordinance be finally passed. The motion carried by the following vote:

Ayes : Councilmen Bartholomew, Glass, Mayor Miller, Councilmen Thornberry and Wolf

Noes : None

Thereupon Mayor Miller announced that the ordinance had been finally passed.

Councilman Wolf introduced the following ordinance:

AN ORDINANCE AMENDING THAT CERTAIN ORDINANCE ENTITLED, "AN ORDINANCE REGULATING TRAFFIC UPON THE PUBLIC STREETS OF THE CITY OF AUSTIN; PRESCRIBING PENALTIES FOR THE VIOLATION OF SAME; REPEALING ALL ORDINANCES OR PARTS OF ORDINANCES IN CONFLICT HEREWITH; AND DECLARING AN EMERGENCY", WHICH ORDINANCE WAS PASSED BY THE CITY COUNCIL OF THE CITY OF AUSTIN ON MAY 6, 1937, AND IS RECORDED IN BOOK "K", PAGES 159-179, INCLUSIVE, OF THE ORDINANCE RECORDS OF THE CITY OF AUSTIN, BY RE-ENACTING ARTICLE III, SECTION 12(a) OF SAID ORDINANCE RELATING TO THE LOCATION OF TRAFFIC SIGNAL LIGHTS AND ADDING SUCH LIGHTS IN THE 600 BLOCK OF SAN JACINTO BOULEVARD, AT THE INTERSECTIONS OF LAMAR BOULEVARD WITH BARTON SPRINGS ROAD, 5TH STREET, 6TH STREET, 12TH STREET AND PARKWAY STREET, AND AT THE INTERSECTION OF NUECES AND 12TH STREETS; BY RE-ENACTING ARTICLE III, SECTION 12(b), OF SAID ORDINANCE RELATING TO THE LOCATION OF STOP SIGNS AND ADDING STOP SIGNS AT THE INTERSECTION OF 35TH AND JEFFERSON STREETS AND AT 45TH AND GUADALUPE STREETS; BY RE-ENACTING ARTICLE IV, SECTION 22(f), OF SAID ORDINANCE RELATING TO TWO HOUR PARKING LIMITS AND ADDING NEW LOCATIONS FOR SAID LIMITS ON THE WEST SIDE OF LAVACA STREET BETWEEN 17TH AND 18TH STREETS; REPEALING ALL ORDINANCES OR PARTS OF ORDINANCES IN CONFLICT HEREWITH; AND DECLARING AN EMERGENCY.

The ordinance was read the first time and Councilman Wolf moved that the rule be suspended and the ordinance be passed to its second reading. The motion carried by the following vote:

Ayes : Councilmen Bartholomew, Glass, Mayor Miller, Councilmen Thornberry and Wolf

Noes : None

The ordinance was then read the second time and Councilman Wolf moved that the rule be further suspended and the ordinance be passed to its third reading. The motion carried by the following vote:

Ayes : Councilmen Bartholomew, Glass, Mayor Miller, Councilmen Thornberry and Wolf

Noes : None

The ordinance was then read the third time and Councilman Wolf moved that the ordinance be finally passed. The motion carried by the following vote:

Ayes: Councilmen Bartholomew, Glass, Mayor Miller, Councilmen Thornberry and Wolf

Noes: None

Thereupon Mayor Miller announced that the ordinance had been finally passed.

The City Manager reported that in response to his call for bids on fire truck, he had received only one bid, that of Seagrave Corporation, for One Series 185 Combination Hose and Booster Car, in the amount of \$10,644.76, and recommended that said bid be accepted. Councilman Wolf moved that the bid

of the said Seagrave Corporation be accepted, and the City Manager be instructed to enter into contract with said Corporation accordingly. The motion carried by the following vote:

Ayes : Councilmen Bartholomew, Glass, Mayor Miller, Councilmen Thornberry and Wolf

Noes : None

Councilman Wolf introduced the following ordinance:

AN ORDINANCE TO REGULATE THE MOVING OF HOUSES AND OTHER BUILDINGS OVER THE STREETS OF THE CITY OF AUSTIN; REPEALING ORDINANCES OR PARTS OF ORDINANCES IN CONFLICT HEREWITH; PROVIDING FOR A PENALTY FOR THE VIOLATION OF THE PROVISIONS HEREOF; AND DECLARING AN EMERGENCY.

The ordinance was read the first time and Councilman Wolf moved that the rule be suspended and the ordinance be passed to its second reading. The motion carried by the following vote:

Ayes : Councilmen Bartholomew, Glass, Mayor Miller, Councilmen Thornberry and Wolf

Noes : None

The ordinance was then read the second time and Councilman Wolf moved that the rule be further suspended and the ordinance be passed to its third reading. The motion carried by the following vote:

Ayes : Councilmen Bartholomew, Glass, Mayor Miller, Councilmen Thornberry and Wolf

Noes : None

The ordinance was then read the third time and Councilman Wolf moved that the ordinance be finally passed. The motion carried by the following vote:

Ayes : Councilmen Bartholomew, Glass, Mayor Miller, Councilmen Thornberry and Wolf

Noes : None

Thereupon Mayor Miller announced that the ordinance had been finally passed.

Councilman Wolf introduced the following ordinance:

AN ORDINANCE PROVIDING FOR THE EXTENSION OF CERTAIN BOUNDARY LIMITS OF THE CITY OF AUSTIN AND THE ANNEXATION OF CERTAIN ADDITIONAL TERRITORY CONSISTING OF TWO HUNDRED THIRTY-SEVEN AND SEVEN ONE-HUNDREDTHS (237.07) ACRES OF LAND, BEING OUT OF THE D. J. GILBERT SURVEY NO. 8, THE C. J. STROTHER SURVEY NO. 611, THE ALBERT SILLSBEE SURVEY NO. 1, AND THE DAVIS SURVEY, ALL IN TRAVIS COUNTY, TEXAS, WHICH SAID ADDITIONAL TERRITORY LIES ADJACENT TO AND ADJOINS THE PRESENT BOUNDARY LIMITS OF THE CITY OF AUSTIN, IN THE PARTICULARS STATED IN THE ORDINANCE.

The ordinance was read the first time and Councilman Wolf moved that

the ordinance be laid over for publication as required by the terms of the City Charter. The motion carried by the following vote:

Ayes : Councilmen Bartholomew, Glass, Mayor Miller, Councilmen Thornberry and Wolf

Noes : None

Councilman Wolf introduced the following ordinance:

AN ORDINANCE PROVIDING FOR THE EXTENSION OF CERTAIN BOUNDARY LIMITS OF THE CITY OF AUSTIN AND THE ANNEXATION OF CERTAIN ADDITIONAL TERRITORY CONSISTING OF TWENTY-SEVEN AND THIRTY-FIVE ONE-HUNDREDTHS (27.35) ACRES OF LAND, BEING OUT OF THE GEORGE W. SPEAR LEAGUE IN TRAVIS COUNTY, TEXAS, WHICH SAID ADDITIONAL TERRITORY LIES ADJACENT TO AND ADJOINS THE PRESENT BOUNDARY LIMITS OF THE CITY OF AUSTIN, IN THE PARTICULARS STATED IN THE ORDINANCE.

The ordinance was read the first time and Councilman Wolf moved that the ordinance be laid over for publication as required by the terms of the City Charter. The motion carried by the following vote:

Ayes : Councilmen Bartholomew, Glass, Mayor Miller, Councilmen Thornberry and Wolf

Noes : None

It was moved by Mayor Miller that the City Manager be directed to require from the various departments of the City a report to him on all matters now pending, and if same cannot be solved except as a matter of policy, that the City Manager then report same to the City Council. The motion carried by the following vote:

Ayes : Councilmen Bartholomew, Glass, Mayor Miller, Councilmen Thornberry and Wolf

Noes : None

Councilman Wolf offered the following resolution and moved its adoption:

(RESOLUTION)

WHEREAS, Texas Public Service Company has presented to the City Council tentative maps or plans showing the proposed construction of its gas mains in the streets in the City of Austin hereafter named, and said maps or plans have been considered by the City Council; therefore,

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF AUSTIN:

THAT Texas Public Service Company be, and the same is hereby, permitted to lay and construct its gas mains in and upon the following streets:

- (1) A gas main in QUARRY ROAD from a point 82 feet west of Dailey Street easterly to Dailey Street, the centerline of which gas main shall be 6 feet south of, and parallel to, the north property line of said Quarry Road.

Said gas main described above shall have a cover of not less than 2.5 feet.

- (2) A gas main in DAILEY STREET from West 12th Street to Quarry Road, the centerline of which gas main shall be 7.5 feet west of, and parallel to, the east property line of said Dailey Street.

Said gas main described above shall have a cover of not less than 2.5 feet.

- (3) A gas main in WEST TWELFTH STREET across Dailey Street intersection, the centerline of which gas main shall be 7.5 feet south of, and parallel to, the north property line of said West 12th Street.

Said gas main described above shall have a cover of not less than 2.5 feet.

- (4) A gas main in LAKE AUSTIN BOULEVARD from a point west of the entrance to the Golf Course westerly 1400 feet, the centerline of which gas main shall be 23 feet north of, and parallel to, the south property line of said Lake Austin Boulevard.

Said gas main described above shall have a cover of not less than 2.5 feet.

The Texas Public Service Company is hereby put upon notice that the City of Austin does not guarantee that the space assigned above is clear from other underground utilities, but is based upon the best records we have at hand, and that the minimum depth stated does not have any reference to the fact that greater depths may not be required at special points. When the Texas Public Service Company requires definite information upon the ground as to elevations or working points from which to base the location of their assignments, they shall apply to the Department of Public Works not less than three (3) days before such information is required. The Texas Public Service Company is further put upon notice that they will be required to bear the expense of repairs or replacement of any underground utility damaged during the construction of lines named in this resolution.

And that whenever pavement is cut in the vicinity of a fire plug, water must be used at intervals during the course of backfilling of the ditches.

That the work and laying of said gas mains, including the excavation in the streets, and the restoration and maintenance of said streets after said mains have been laid, shall be under the supervision and direction of the City Manager, and under all the pertinent terms and conditions of the certain franchise granted to said Company by the City of Austin.

Which motion, carrying with it the adoption of the resolution, prevailed by the following vote:

Ayes : Councilmen Bartholomew, Glass, Mayor Miller, Councilmen Thornberry and Wolf

Noes : None

Councilman Wolf offered the following resolution and moved its adoption:

(RESOLUTION)

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF AUSTIN:

THAT the City Manager be, and he is hereby, authorized and directed

to enter into a contract in behalf of the City of Austin with the Delwood Development Company, James D. Connolly, owner, for the construction of certain sewer lines and water lines all in accordance with the terms and provisions of a contract, copy of which is attached to this resolution and made a part hereof for all purposes.

Which motion, carrying with it the adoption of the resolution, carried by the following vote:

Ayes : Councilmen Bartholomew, Glass, Mayor Miller, Councilmen Thornberry and Wolf

Noes : None

The public hearing on the following written application of Austin Transit Company for certain changes in the route of the Travis Heights Bus Line, submitted at the last regular meeting, was opened:

"Austin, Texas
September 3, 1946

The City Manager
Honorable Mayor and
City Council of Austin
Austin, Texas

Gentlemen:

We have a letter of request, signed by 150 residents of Travis Heights Addition and contiguous territory, asking for certain changes in routing of the Travis Heights Bus Line.

In spite of the present dire shortage of equipment, we are in the fortunate position of being able to fulfill this request for the reason that the present routing of this line is such that the change can be made with only $\frac{1}{4}$ mile in schedule. Also, we believe the change will involve no substantial sacrifice whatever in service to patrons now using the line as presently established.

The proposed change would extend bus service southward to East Live Oak Street, serving an area of approximately two square miles which was thinly populated when the line was originally established, but which since that time has become rather heavily populated. In addition, it would provide good service to Stacy Swimming Pool and Travis Heights School, which now receive no adequate bus service.

Addition of a quarter mile in distance without change of schedule calls for certain revisions in the arrangement of stops on that part of the line now existent; and these are requested in the attached route alteration plan. We are also requesting permission to eliminate or re-locate certain stops in the interest of safety.

We believe the benefits to be derived from this change, without any substantial sacrifice of service to anyone, are self-evident; therefore, we request permission to effect the change at the earliest possible time -- preferably before school begins on September 12, if possible. We intend to intensively publicize the change throughout the area affected as soon as permission is received, and to put the change in effect as soon thereafter as possible.

Respectfully submitted,

(Sgd) Frank H. Hemby, President and General Manager."

AUSTIN TRANSIT, INC.,
TRAVIS HEIGHTS BUS LINE
ROUTE ALTERATION PLAN

-0-

I. PARTS OF LINE AFFECTED:

- A. Outbound from South Congress Avenue and Academy Drive to Travis Heights Boulevard and Fairmount Avenue;
Relocation and elimination of certain stops.
- B. Outbound from Travis Heights Boulevard and Fairmount Avenue to point of return to Congress Avenue: Change in Route.

II. OLD ROUTING:

From South Congress Avenue east on Academy Drive to Travis Heights Boulevard; south on Travis Heights Boulevard to Fairmount Avenue; west on Fairmount Avenue to Alta Vista Avenue; north on Alta Vista Avenue to East Monroe Street; west on East Monroe Street to Brackenridge Street; south on Brackenridge Street to East Johanna Street; west on East Johanna Street to South Congress Avenue; north on South Congress Avenue to business district.

III. PROPOSED NEW ROUTING:

From South Congress Avenue and Academy Drive to Travis Heights Boulevard and Fairmount Avenue, same as present route; from Fairmount Avenue south on Travis Heights Boulevard to East Live Oak Street; west on East Live Oak Street to Brackenridge Street; north on Brackenridge Street to Lockhart Drive; east on Lockhart Drive to Newning Avenue; north on Newning Avenue to East Monroe Street; west on East Monroe Street to South Congress Avenue; north on South Congress Avenue to business district.

IV. BUS STOP CHANGES ON RETAINED PRESENT ROUTING:

- A. Eliminate present stop at Academy Drive and Bickler Road.
- B. Re-locate present stop at Riverside Drive and Alameda Drive about 100 feet west to a point on the south side of Academy Drive opposite the convergence of Academy Drive and Riverside Drive.
- C. Re-locate present stop at Travis Heights Boulevard and Milam Place one block south to Bonham Terrace.
- D. Eliminate present stop at Travis Heights Boulevard and Woodland Avenue.

V. BUS STOPS ON NEW ROUTING:

- A. Northwest corner Travis Heights Boulevard and Woodland Avenue
(now existent)
- B. Northwest corner Travis Heights Boulevard and Mariposa Drive facing Travis Heights Boulevard.
- C. Northwest corner Travis Heights Boulevard and East Live Oak Street,
facing Travis Heights Boulevard.

BUS STOPS ON NEW ROUTING , Continued:

- D. Northeast corner East Live Oak Street and Sunset Lane, facing East Live Oak Street.
- E. A point on the east side of Brackenridge Street about 100 feet north of East Live Oak Street. (This location will enable the bus to completely climb the hill and gain protection from traffic on Live Oak Street, thus adding to safety.)
- F. A point on the east side of Brackenridge Street opposite the intersection of Brackenridge Street and East Johanna Street.
- G. Southwest corner Lockhart Drive and Newning Avenue, facing Lockhart Drive.
- H. Southeast corner Newning Avenue and East Annie Street, facing Newning Avenue.
- I. Southeast corner Newning Avenue and East Monroe Street, facing Newning Avenue.
- J. Northeast corner East Monroe Street and Brackenridge Street, facing East Monroe Street. (now existent)
- K. Northeast corner East Monroe Street and South Congress Avenue, facing East Monroe Street.
- L. All South Congress Avenue stops returning to business district remain the same as now established. "

The City Manager submitted a report from J. E. Motheral, Director of Public Works, recommending that the application of the said Austin Transit Company for the above change in route be granted.

A letter of protest from Eugene Sanders, resident citizen of South Austin, protesting the change in route, was received.

No citizen appeared in person to protest the proposed change in route.

It was then moved by Councilman Wolf that the application of the said Austin Transit Company for change in route as described in the foregoing application be approved and the change be granted as requested. The motion carried by the following vote:

Ayes : Councilmen Bartholomew, Glass, and Wolf

Noes : Mayor Miller, stating that he voted "no" because of a previous promise to defer action until the next regular meeting.

Present but not voting: Councilman Thornberry.

The City Manager submitted a tabulation of bids received on September 3, 1946, for various supplies to be furnished the City for the year beginning October 1, 1946; and recommended that contracts be awarded the following firms as being the lowest and best bidders:

MOORE DAIRY PRODUCTS for Ice Cream and Sherbert for Brackenridge Hospital;
 ARKANSAS FUEL OIL COMPANY for Gasoline;
 GULF OIL CORPORATION for Oil and Grease;
 HEFFINGTON PETROLEUM COMPANY for Diesel Oil, Furnace Oil and Kerosene;
 GULF OIL COMPANY for Airplane Gasoline and Oils for Municipal Airport;
 FRANK KNIGHT TIRE COMPANY for Tires and Rubes, Recapping, Vulcanizing
 and Repair Service;
 AUSTIN GOODYEAR COMPANY for Mazda Lamps;
 ALAMO WELDING SUPPLY COMPANY for Oxygen and Acetylene
 SLAUGHTER'S STORES for Meats for Brackenridge Hospital.

The City Manager was instructed by the City Council to accept what he considered the lowest and best bids in all instances and award contracts accordingly, effective October 1.

Councilman Wolf introduced the following ordinance:

AN ORDINANCE AMENDING THAT CERTAIN ORDINANCE ENTITLED, "AN ORDINANCE REGULATING TRAFFIC UPON THE PUBLIC STREETS OF THE CITY OF AUSTIN; PRESCRIBING PENALTIES FOR THE VIOLATION OF SAME; REPEALING ALL ORDINANCES OR PARTS OF ORDINANCES IN CONFLICT HEREWITH; AND DECLARING AN EMERGENCY," WHICH ORDINANCE WAS PASSED BY THE CITY COUNCIL OF THE CITY OF AUSTIN ON MAY 6, 1937, AND IS RECORDED IN BOOK "K", PAGES 159-179, INCLUSIVE OF THE ORDINANCE RECORDS OF THE CITY OF AUSTIN, BY AMENDING ARTICLE IV, SECTION 18(b) OF SAID ORDINANCE RELATING TO LOCATION OF "NO PARKING" ZONES; REPEALING ALL ORDINANCES OR PARTS OF ORDINANCES IN CONFLICT HEREWITH; AND DECLARING AN EMERGENCY.

The ordinance was read the first time and Councilman Wolf moved that the rule be suspended and the ordinance be passed to its second reading. The motion carried by the following vote:

Ayes : Councilmen Bartholomew, Glass, Mayor Miller, Councilmen Thornberry and Wolf

Noes : None

The ordinance was then read the second time and Councilman Wolf moved that the rule be further suspended and the ordinance be passed to its third reading. The motion carried by the following vote:

Ayes : Councilmen Bartholomew, Glass, Mayor Miller, Councilmen Thornberry and Wolf

Noes : None

The ordinance was then read the third time and Councilman Wolf moved that the ordinance be finally passed. The motion carried by the following vote:

Ayes : Councilmen Bartholomew, Glass, Mayor Miller, Councilmen Thornberry and Wolf

Noes : None

Thereupon Mayor Miller announced that the ordinance had been finally passed.

Councilman Bartholomew offered the following resolution and moved its adoption:

(RESOLUTION)

WHEREAS, at a sale made by the Sheriff of Travis County, Texas, by virtue of an order of sale issued out of the District Court of Travis County, Texas, on August 24, 1926, in Cause No. 41,444, styled City of Austin vs. Citizens Loan and Investment Company, the City of Austin purchased Lot No. 6 in Block No. 7, Travis Heights Addition in the City of Austin, Travis County, Texas, the same being described in the judgment of said suit, as the same appears of record in the Minutes of the District Court of Travis County, Texas, Volume 19,

page 226, to which the sheriff's return and judgment and the records thereof reference is here made; and

WHEREAS, Guiton Morgan, the City Manager of the City of Austin, for and on behalf of the said City of Austin, authorized by the City Council to act for said City has heretofore executed a quitclaim deed or release to James E. Campbell of Austin, Travis County, Texas, quitclaiming and releasing to him, his heirs and assigns said lot, which lot so released is described in the deed from the City of Austin to James E. Campbell, dated November 23, 1935, and recorded in Volume 538, at page 402, of the Deed Records of Travis County, Texas; and

WHEREAS, such authorization to the City Manager to execute such instrument above mentioned was inadvertently omitted from the permanent records and proceedings of the City Council and have not been placed on record; now, therefore,

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF AUSTIN:

That the act of the City Manager in executing the instrument above mentioned be, and the same is hereby, in all things ratified and confirmed, and the City Council hereby ratifies, adopts and confirms the act of said City Manager in executing, acknowledging and delivering the aforesaid quitclaim deed or release from the City of Austin to the grantee named therein.

Which motion, carrying with it the adoption of the resolution, prevailed by the following vote:

Ayes : Councilmen Bartholomew, Glass, Mayor Miller, Councilmen Thornberry and Wolf

Noes : None

The application of WALTER OWENS, 300 Congress Avenue, for a license to operate as a taxicab a 4-door Chevrolet Sedan, 1942 Model, Motor No. BA361570, State License No. FV-5630, duly approved by the City Manager, was submitted. Councilman Bartholomew moved that the license be granted. The motion carried by the following vote:

AYES: Councilmen Bartholomew, Glass, Mayor Miller, Councilmen Thornberry and Wolf

Noes: None

The application of THOMAS E. TOWNSLEY, 217 West 8th Street, for a license to operate as a taxicab a 4-door Ford, 1941 Model, Engine No. 6271294, State License No. FV-147, duly approved by the City Manager, was submitted. Councilman Thornberry moved that the license be granted. The motion carried by the following vote:

Ayes : Councilmen Bartholomew, Glass, Mayor Miller, Councilmen Thornberry and Wolf

Noes : None

The application of ALBERT R. THORNTON, 217 West 8th Street, for a license to operate as a taxicab a 4-door Chevrolet Sedan, 1946 Model, Motor No. DAA-210477, State License No. HN-3903, duly approved by the City Manager, was submitted. Councilman Thornberry moved that the license be granted. The motion carried by the following vote:

Ayes : Councilmen Bartholomew, Glass, Mayor Miller, Councilmen Thornberry and Wolf

Noes : None

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The application of MILLARD M. POGUE, 709 East Ist Street, for a license to operate as a taxicab a 4-door Chevrolet Sedan, 1941 Model, Motor No. AAl193, State License No. HN-3544, duly approved by the City Manager, was submitted. Councilman Thornberry moved that the license be granted. The motion carried by the following vote:

Ayes : Councilmen Bartholomew, Glass, Mayor Miller, Councilmen Thornberry and Wolf

Noes : None

The application of OSCAR C. VINEYARD, 1804 Nueces Street, for a taxicab driver's permit, duly approved by the City Manager, was submitted. Councilman Bartholomew moved that the permit be granted. The motion carried by the following vote:

Ayes : Councilmen Bartholomew, Glass, Mayor Miller, Councilmen Thornberry and Wolf

Noes : None

The application of THOMAS E. TOWNSLEY, 1302 Garden Street, for a taxicab driver's permit, duly approved by the City Manager, was submitted. Councilman Bartholomew moved that the permit be granted. The motion carried by the following vote:

Ayes : Councilmen Bartholomew, Glass, Mayor Miller, Councilmen Thornberry and Wolf

Noes : None

The application of THOMAS O. PATTON, 1910 Speedway, for a taxicab driver's permit, duly approved by the City Manager, was submitted. Councilman Wolf moved that the permit be granted. The motion carried by the following vote:

Ayes : Councilmen Bartholomew, Glass, Mayor Miller, Councilmen Thornberry and Wolf

Noes : None

The application of WILLIAM A. HICKMAN, 4519 Bull Creek Road, for a taxicab driver's permit, duly approved by the City Manager, was submitted. Councilman Thornberry moved that the permit be granted. The motion carried by the following vote:

Ayes : Councilmen Bartholomew, Glass, Mayor Miller, Councilmen Thornberry and Wolf

Noes : None

The application of ANTONIO R. RESENDEZ, 1205 Sabine Street, for a taxicab driver's permit, duly approved by the City Manager, was submitted. Councilman Thornberry moved that the permit be granted. The motion carried by the following vote:

Ayes : Councilmen Bartholomew, Glass, Mayor Miller, Councilmen Thornberry and Wolf

Noes : None

The application of BILLY GLASS, 1511 East 2nd Street, for a taxicab driver's permit, duly approved by the City Manager, was submitted. Councilman Thornberry moved that the permit be granted. The motion carried by the following vote:

Ayes : Councilmen Bartholomew, Glass, Mayor Miller, Councilmen Thornberry and Wolf

Noes : None

The application of MILLARD MURRAY POGUE, 709 East Ist Street, for a taxicab driver's permit, duly approved by the City Manager, was submitted. Councilman

Wolf moved that the permit be granted. The motion carried by the following vote:

Ayes : Councilmen Bartholomew, Glass, Mayor Miller, Councilmen Thornberry and Wolf

Noes : None

Councilman Wolf moved that upon the recommendation of the City Manager, the application of IRA KAVANAUGH, JR., Colored, 620 Eastfield Avenue, for a taxicab driver's permit be granted for a 90-day probationary period, applicant to report to the Chief of Police in the meantime. The motion carried by the following vote:

Ayes : Councilmen Bartholomew, Glass, Mayor Miller, Councilmen Thornberry and Wolf

Noes : None

Councilman Wolf moved that upon the recommendation of the Chief of Police, the taxicab driver's permit issued to JOSEPH D. COSS, 1003 Neches Street, Apt. 3, be revoked. The motion carried by the following vote:

Ayes : Councilmen Bartholomew, Glass, Mayor Miller, Councilmen Thornberry and Wolf

Noes : None

Councilman Wolf moved that upon the recommendation of the Chief of Police, the taxicab driver's permit issued to CONRAD L. CONN, 5610 Burnet Road, be revoked. The motion carried by the following vote:

Ayes : Councilmen Bartholomew, Glass, Mayor Miller, Councilmen Thornberry and Wolf

Noes : None

Councilman Wolf moved that the upon the recommendation of the Chief of Police, the taxicab driver's permit issued to LORENZO THOMPSON, Colored, 1145 Chicon Street, be revoked. The motion carried by the following vote:

Ayes : Councilmen Bartholomew, Glass, Mayor Miller, Councilmen Thornberry and Wolf

Noes : None

Councilman Wolf moved that upon the recommendation of the Chief of Police, the taxicab driver's permit issued to SAMUEL WISEMAN JIMERSON, 1636 South 1st Street, be revoked. The motion carried by the following vote:

Ayes : Councilmen Bartholomew, Glass, Mayor Miller, Councilmen Thornberry and Wolf

Noes : None

Councilman Wolf moved that upon the recommendation of the Chief of Police, the taxicab driver's permit issued to ZENO CLARK, Colored, 1606 East 12th Street, be revoked. The motion carried by the following vote:

Ayes : Councilmen Bartholomew, Glass, Mayor Miller, Councilmen Thornberry and Wolf

Noes : None

The application of UNION DISTRIBUTING COMPANY, 403 West 3rd Street, for a wine and beer permit, duly approved by the City Manager, was submitted. Councilman Wolf moved that the permit be granted. The motion carried by the following vote:

Ayes: Councilmen Bartholomew, Glass, Mayor Miller, Councilmen Thornberry and Wolf

Noes: None

The application of CHUCK'S PANTRY, 606 Red River Street, by Oliver L. Wolfe and Chas. D. Whitehead, for a wine and beer permit, duly approved by the City Manager, was submitted. Councilman Wolf moved that the permit be granted. The motion carried by the following vote:

Ayes : Councilmen Bartholomew, Glass, Mayor Miller, Councilmen Thornberry and Wolf

Noes : None

The application of Claude F. Bush, Jr., 1515 West 6th Street, for a private boat license for an outboard, Johnson make, 6-passenger boat, duly approved by the Lake Austin Navigation Board, was submitted. Councilman Bartholomew moved that the license be granted. The motion carried by the following vote:

Ayes : Councilmen Bartholomew, Glass, Mayor Miller, Councilmen Thornberry and Wolf

Noes : None

There being no further business, upon motion of Councilman Thornberry, the meeting was recessed at 2:00 P. M., subject to call of the Mayor.

Approved: Tom Miller

MAYOR

Attest:

Helene M. Kellerman

City Clerk